

PORSE 11.3.186.1  
11/22/10

**KOPPERS INC.**  
**SUPPLEMENTAL RESPONSE TO**  
**U.S. EPA CERCLA SECTION 104(e)**  
**INFORMATION REQUEST**  
**NOVEMBER 14, 2010**

**RECEIVED**  
**NOV 22 2010**  
**Environmental**  
**Cleanup Office**

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Based on a second review of the documents produced, Koppers Inc. ("Koppers") submits the following supplemental information related to the CERCLA Section 104(e) information request:

50. According to the documents produced, the following additional authorities regulated and/or interacted with Koppers with respect to health and safety and/or environmental concerns:

- a. State of Oregon, Department of Consumer & Business Services – regarding boiler permitting
- b. State of Oregon, Department of Agriculture – regarding compliance with the Federal Insecticide, Fungicide, and Rodenticide Act (FIFRA) and regarding pesticide licensing
- c. State of Oregon, Department of Transportation – regarding rail safety inspections
- d. State of Oregon, Department of Insurance and Finance, Oregon Occupational Safety & Health Division
- e. State of Washington, Department of Agriculture – regarding pesticide licensing
- f. State of Washington, Department of Ecology – regarding waiver of Hazardous Waste Education Fee
- g. State of California, Department of Food & Agriculture – regarding pesticide licensing
- h. City of Portland, Environmental Services – regarding Industrial Wastewater Discharge Permit #314.001
- i. City of Portland, Bureau of Water Works – regarding backflow prevention testing
- j. Portland Metropolitan Regional Government (Metro) – regarding asbestos waste disposal permission

51. The following additional violations are noted within the documents produced by Koppers:

- a. Notice of Non-compliance with NPDES Permit – July 2000 – exceeded permit phenols concentration limit of 0.5 mg/L
- b. Notice of Deficiency regarding Toxics Use Reduction and Hazardous Waste Reduction Plan – A letter from the State of Oregon Department of Environmental Quality ("ODEQ"), sent on October 8, 1991, indicated Koppers had not sent the appropriate reduction plans or notified ODEQ that it was exempt from filing a notice for the year. Koppers sent a letter to ODEQ on October 17, 1991, stating that it was exempt from filing such a notice.
- c. Violation of City of Portland Industrial Wastewater Discharge Permit # 314.001 through late submission of required report – July 16, 1996 – A non-discharge certification report sent by Koppers to the City of Portland was postmarked after the due date.
- d. The State of Oregon, Department of Transportation, Rail Division (appears to have formerly been the Public Utility Commission of Oregon) cited Koppers for rule violations on (1) March 28, 1991 (violation of rule 44-300 and 44-105), (2) May 11, 1993 (violation of rule 44-300), and (3) March 21, 1995 (violation of rule 44-300). All defects were corrected by Koppers.
- e. Notice of Violation from the State of Oregon, Department of Agriculture, regarding neglecting to maintain records identifying pesticide products sold (ORS 634.372(5)) – June 1993

57. Additional state offices to which Koppers has sent or filed hazardous substance or hazardous waste information include:

- a. The State of California, Environmental Protection Agency (documentation for 1993 and 1995)
- b. The State of Texas, Natural Resource Conversation Commission (documentation for 1997)
- c. The State of Washington, Department of Ecology (documentation for 1997, 1998, and 1999)

62. Additional leaks, spills, or releases into the environment that occurred at or from each Property include:

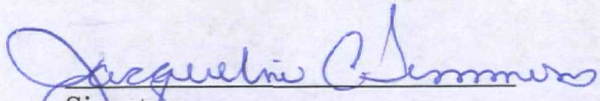
- a. Spill on/around May 26, 1999 (on Koppers Leased Property)
  - a. On/around May 26, 1999, around 10:00 a.m:

- b. A drum containing React material was moved from the steel bay storage area to the ground beside the steel bay to give better access to the storage area to a scrap dealer hauling off unneeded and unused steel items. A 5-inch long crack was found in the top of the plastic drum. During the moving process some of the React material must have leaked down the side of the drum and onto the ground.
  - c. Less than two shovel's full of dirt contained the spilled React material
  - d. On the ground near the steel bay storage area
  - e. The dirt with the React was placed into a Hazardous Waste "in process" drum at the plant.
  - f. ODEQ tested the material, which it reported to have a pH level of 14. The manufacturer MSDS states that the pH is 11.9. The RQ for the material was less than 100 lbs. so it was not reportable.
  - g. T.J. Turner, General Foreman
  - h. No public agencies were notified.
- b. February 2, 2004, Spill (on Koppers Leased Property)
- a. February 2, 2004, around 8:20 a.m.
  - b. While trying to clear with steam a pipeline that was being used for pumping viscous material, a cast-iron valve cracked, spewing material primarily in the containment area at "T-67".
  - c. 4 to 6 gallons of water/pitch emulsion
  - d. Outside of the containment area at T-67
  - e. The material was promptly cleaned up by shoveling material into drums due to the inaccessible location of the spill. The material was then placed in the pitch storage building for disposal. A non-hazardous incident report form was filled out.
  - f. None
  - g. T.J. Turner, General Foreman
  - h. No public agencies are listed on the documentation as being notified.

## DECLARATION

I declare under penalty of perjury that I am authorized to respond on behalf of Koppers Inc. and that the foregoing is complete, true, and correct.

Executed on November 16, 2010.

  
Signature  
Printed: Jacqueline A. Simmons  
Title: Attorney